

STATE OF NEW MEXICO
COUNTY OF BERNALILLO
IN THE METROPOLITAN COURT

_____,
Plaintiff,
v. _____,
Defendant.

No. _____

PETITION BY OWNER FOR RESTITUTION
(Uniform Owner-Resident Relations Act)

The plaintiff alleges:

1. Plaintiff is lawfully entitled to possession of the premises located at:¹

in _____, New Mexico _____.
2. Defendant entered into possession of the premises under a rental agreement and has breached the terms of the agreement as follows:

A copy of the rental agreement is attached as Exhibit A.²

3. Plaintiff gave written notice of:
Termination
Breach of the rental agreement
to defendant on _____ (date), and defendant has failed to remedy the breach.
A copy of the written notice is attached as Exhibit B.

(check and complete if applicable)

4. Defendant is indebted to plaintiff in the sum of \$_____ for unpaid rent, plus \$_____ rent per day to date of restitution, plus damages as determined by the court.
5. Plaintiff holds \$_____ of defendant as a damage deposit under the rental agreement
6. Plaintiff requests separate trials on the issues of restitution and damages

Plaintiff requests judgment against defendant, as follows:

- 1 Immediate possession of the premises;
- 2 Unpaid rent of \$_____, plus \$_____ per day to date of restitution;
- 3 Damages as may be determined by the court;
- 4 Costs of this action;
- 5 Reasonable attorney's fees;
- 6 A civil penalty as provided by law;
- 7 Such other relief as the court may deem reasonable.

Date

Signed

Name (*print*)

Address (*print*)

City, state and zip code (*print*)

Telephone number

USE NOTES

1. If the leased premises is an apartment, include the name of the apartments and the apartment number.
2. The owner must bring a copy of any written rental agreement to court for the hearing on the petition for restitution.